

## Message Text

CONFIDENTIAL

PAGE 01 STATE 240928

64

ORIGIN PM-04

INFO OCT-01 EUR-12 ISO-00 CIAE-00 DODE-00 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 OMB-01

ACDA-07 /067 R

DRAFTED BY SAFGC:BWALLEN:ML  
APPROVED BY PM/ISO: JWKIMBALL  
EUR/CAN - MR. KRUSE  
L/PM - MR. BOREK  
DOD/ISA/FMRA - SGOLDSMITH

----- 035786

P 281840Z SEP 76  
FM SECSTATE WASHDC  
TO AMEMBASSY OTTAWA PRIORITY

C O N F I D E N T I A L STATE 240928

E.O. 11652: GDS

TAGS: MARR, MILL, CA

SUBJECT: GOOSE BAY AGREEMENT

REFS: A. OTTAWA 3737 B. OTTAWA 2737

1. REVISED CANADIAN DRAFT NOTE SET FORTH REF A IS ACCEPT-  
ABLE, WITH TWO EXCEPTIONS:

A. ALTHOUGH WE DID NOT OBJECT PREVIOUSLY TO REFERENCE TO  
QUOTE CANADIAN UNQUOTE CONTRACTOR IN LAST SENTENCE OF PARA  
4 OF ANNEX, IN VIEW OF GOC HARDLINE ON CONTRACTING ISSUE IN  
NEGOTIATION OF SAC/ADCOM DEPLOYMENT AGREEMENT (OTTAWA 3594),  
WE ARE CONCERNED THAT PRESENT LANGUAGE PREJUDICES US POSIT-  
ION ON EQUAL COMPETITION BETWEEN US AND CANADIAN CONTRACT-  
ORS. THEREFORE, EMBASSY SHOULD SEEK DELETION OF WORD QUOTE  
CANADIAN UNQUOTE IN THIS SENTENCE, OR, AS FALLBACK, DELET-  
ION OF ENTIRE SENTENCE AS UNNECESSARY.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 240928

B. IN PARA 5.A. OF ANNEX WE PREFER SAME WORDING USED IN NOTE OF JUNE 29, 1976, EXTENDING AND AMENDING CURRENT GOOSE BAY AGREEMENT (REF B), I.E., QUOTE SERVICES AND UTILITIES UNQUOTE RATHER THAN QUOTE ALL SERVICES. UNQUOTE PARA 5.A. WOULD THEN READ:

QUOTE AS A GENERAL PRINCIPLE, SERVICES AND UTILITIES PROVIDED BY CANADA TO THE USAF SHALL BE PROVIDED ON A COST RECOVERABLE BASIS IN ACCORDANCE WITH THE TERMS AND PROVISIONS CONTAINED IN IMPLEMENTING ARRANGEMENTS TO BE CONCLUDED PURSUANT TO PARAGRAPH 9 OF THIS ANNEX. UNQUOTE (FYI: WE DO NOT WISH TO PRECLUDE THE POSSIBILITY THAT SOME SERVICES MIGHT BE PROVIDED INFORMALLY, FREE OF CHARGE, AS IS THE CASE IN MANY AD HOC ARRANGEMENTS.)

2. IN THE USUAL CASE WE WOULD NOT ENVISION ANY FORMAL ACTION TO WAIVE A CLAIM UNDER PARA 7.B. OF THE AGREEMENT. IF US MILITARY CLAIMS AUTHORITIES CONSIDERED WAIVER PROVISION APPLICABLE IN A PARTICULAR CASE, NO CLAIM AGAINST GOC WOULD BE ASSERTED. IN OTHER WORDS, THE AGREEMENT CONSTITUTES THE WAIVER AND NO FURTHER ACTION NEED BE TAKEN. SHOULD A QUESTION ARISE REGARDING APPLICABILITY OF THE WAIVER PROVISION IN A PARTICULAR CASE, WE WOULD EXPECT MATTER TO BE REFERRED TO RESPECTIVE GOVERNMENTS FOR RESOLUTION THROUGH NORMAL, E.G. DIPLOMATIC, CHANNELS.

3. WE ARE PUZZLED BY STATEMENT IN EXTAFF LETTER THAT CANADIAN LEGAL ADVISERS DO NOT CONSIDER 1943 AGREEMENT ON RELIEF FROM PROVINCIAL TAXES (EAS 339) TO BE IN FORCE. OUR RECORDS INDICATE THAT AGREEMENT REMAINS IN FORCE AND WE WOULD APPRECIATE FURTHER EXPLANATION BY EXTAFF OF CANADIAN POSITION. KISSINGER

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENT DRAFT, MILITARY BASE AGREEMENTS, GOOSE BAY  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 28 SEP 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE240928  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** BWALLEN:ML  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D760366-0030  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t19760911/aaaaaizz.tel  
**Line Count:** 93  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN PM  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 OTTAWA 3737  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 13 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <13 APR 2004 by greeneet>; APPROVED <14 APR 2004 by GolinoFR>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GOOSE BAY AGREEMENT  
**TAGS:** MARR, MILI, CA, US  
**To:** OTTAWA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006